

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

FRENCH et al.

Serial No.: Not Yet Assigned

Filed: Herewith

Atty. File No.: 2060-96

For: "GEOGRAPHICALLY DISTRIBUTED
ENVIRONMENTAL SENSOR
SYSTEM"

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Group Art Unit:

Examiner:

INFORMATION DISCLOSURE STATEMENT

"EXPRESS MAIL" MAILING LABEL NUMBER: EV368037316US
DATE OF DEPOSIT: 4/21/2004

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
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UNDER 37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE AND IS
ADDRESSED TO THE COMMISSIONER FOR PATENTS, P.O. BOX
1450, ALEXANDRIA, VA 22313-1450.

TYPED OR PRINTED NAME: Amy S. Duarte

SIGNATURE: 

Dear Sir:

The references cited on attached Form PTO-1449 are being called to the attention of the Examiner.

☒ Copies of the cited non-patent and/or foreign references are enclosed herewith.

☒ Copies of the cited U.S. patents/patent application publications are not enclosed in
accordance with the waiver dated July 11, 2003, whereby patent applications filed after June 30, 2003 and
international applications that have entered the national stage under 35 U.S.C. § 371 after June 30, 2003 need
not submit copies of U.S. patents and U.S. patent application publications.

☐ Copies of the cited references are not enclosed, in accordance with 37 C.F.R. 1.98(d),
because the references were submitted to the U.S. Patent and Trademark Office in prior application Serial No.
_____ filed _____, which is relied upon for an earlier filing date under 35 U.S.C. §
120.

☐ To the best of applicants' belief, the pertinence of the foreign-language references are
believed to be summarized in the attached English abstracts and in the figures, although applicants do not
necessarily vouch for the accuracy of the translation.

☐ Examiner's attention is drawn to the following co-pending applications, copies of which have
been or are being submitted:

Serial No. _____ filed _____

Serial No. _____ filed _____

☐ Other: _____

Submission of the above information is not intended as an admission that any item is citable under the
statutes or rules to support a rejection, that any item disclosed represents analogous art, or that those skilled in

the art would refer to or recognize the pertinence of any reference without the benefit of hindsight, nor should an inference be drawn as to the pertinence of the references based on the order in which they are presented. Submission of this statement should not be taken as an indication that a search has been conducted, or that no better art exists.

It is respectfully requested that the cited information be expressly considered during the prosecution of this application and the references made of record therein.

FEES

<input checked="" type="checkbox"/>	<p>37 CFR 1.97(b): No fee is believed due in connection with this submission, because the information disclosure statement submitted herewith satisfies one of the following conditions ("X" indicates satisfaction):</p> <p><input checked="" type="checkbox"/> Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d), or</p> <p><input type="checkbox"/> Within three months of the date of entry into the national stage of an international application as set forth in 37 CFR 1.491 or</p> <p><input type="checkbox"/> Before the mailing date of a first Office Action on the merits, or</p> <p><input type="checkbox"/> Before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114.</p> <p>Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970.</p>
<input type="checkbox"/>	<p>37 CFR 1.97(c): The information disclosure statement transmitted herewith is being filed after all the above conditions (37 CFR 1.97(b)), but before the mailing date of one of the following conditions:</p> <p>(1) a final action under 37 C.F.R. 1.113 or</p> <p>(2) a notice of allowance under 37 C.F.R. 1.311, or</p> <p>(3) an action that otherwise closes prosecution in the application.</p> <p>This Information Disclosure Statement is accompanied by:</p> <p><input type="checkbox"/> A Certification (below) as specified by 37 C.F.R. 1.97(e). Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970.</p> <p style="text-align: center;">OR</p> <p><input type="checkbox"/> A check in the amount of \$180.00 for the fee set forth in 37 C.F.R. 1.17(p) for submission of an information disclosure statement. Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970.</p>
<input type="checkbox"/>	<p>37 CFR 1.97(d): This Information Disclosure Statement is being submitted after the period specified in 37 CFR 1.97(c).</p> <p><input type="checkbox"/> This information Disclosure Statement includes a Certification (below) as specified by 37 C.F.R. 1.97(e)</p> <p style="text-align: center;">AND</p> <p><input type="checkbox"/> Applicants hereby requests consideration of the reference(s) disclosed herein. Enclosed is the fee in the amount of \$180.00 under 37 C.F.R. 1.17(p). Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970. Election to pay the fee should not be taken as an indication that applicant(s) cannot execute a certification.</p>

Certification (37 C.F.R. 1.97(e))
(Applicable only if checked)

☐ The undersigned certifies that:

☐ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(1).

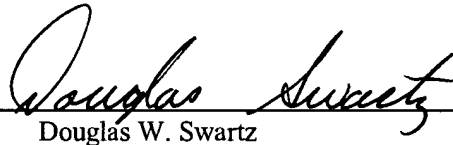
☐ A copy of the communication from the foreign patent office is enclosed.

OR

☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. 1.56(c) more than more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(2).

Respectfully submitted,

SHERIDAN ROSS P.C.

By: 

Douglas W. Swartz
Registration No. 37,739
1560 Broadway, Suite 1200
Denver, Colorado 80202-5141
(303) 863-9700

Date: April 21, 2004

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	ATTY. DOCKET NO. 2060-96	SERIAL NO. Not Yet Assigned
	APPLICANT FRENCH et al.	
	FILING DATE Herewith	GROUP ART

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROP.
	1.	4,360,345	11/23/82	Hon	434	262	
	2.	4,530,069	07/16/85	Desrochers	364	900	
	3.	4,654,818	03/31/87	Wetterau, Jr.	364	900	
	4.	4,695,955	09/22/87	Faisandier	364	413	
	5.	4,715,385	12/29/87	Cudahy et al.	128	710	
	6.	4,730,247	03/08/88	Takahara	364	560	
	7.	4,758,963	07/19/88	Gordon et al.	364	481	
	8.	4,811,249	03/07/89	Marsh	364	550	
	9.	4,885,707	12/05/89	Nichol et al.	364	551.01	
	10.	4,895,161	01/23/90	Cudahy et al.	128	710	
	11.	4,916,441	04/10/90	Gombrich	340	712	
	12.	4,924,418	05/08/90	Bachman et al.	364	550	
	13.	5,008,843	04/16/91	Poelsler et al.	364	571.02	
	14.	5,089,979	02/18/92	McEachern et al.	364	571.04	
	15.	5,099,437	03/24/92	Weber	364	550	
	16.	5,202,817	04/13/93	Koenck et al.	361	393	
	17.	5,206,818	04/27/93	Speranza	364	550	
	18.	5,225,996	07/06/93	Weber	364	550	
	19.	5,227,988	07/13/93	Sasaki et al.	364	709.01	
	20.	5,249,863	10/05/93	Brown	374	102	
	21.	5,347,476	09/13/94	McBean, Sr.	364	571.04	

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

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	APPLICANT FRENCH et al.	
	FILING DATE Herewith	GROUP ART

	22.	5,375,604	12/27/94	Kelly et al.	128	671	
	23.	5,526,287	06/11/96	French	364	550	
	24.	5,839,094	11/17/98	French	702	091	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
							YES	NO
	25.	WO 96/01411	01/18/96	PCT	G01B	21/00	X	

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

	26.	Omegg Engineering Sales Literature for Portable dataloggers, pp. F-83 to F-90 & F-97, 1991.
	27.	Sales literature, Rustrak Ranger II Data Logger, July 1990.
	28.	Sales literature, Philip Harris, 1992.
	29.	DOE Abstract for DOE Grant No. DE-FG02-93ER81585, November 1992.
	30.	Sales literature, Texas Instruments, January 1994.
	31.	Sales literature, Micro Data Logger, 1993.
	32.	ADA Technologies, Inc., "Abstracts," Vol. XIII, No. 1 (Spring 2003), pp. 1-6.
	33.	"Meteorological Instrumentation," Environmental Protection (printed 4/20/04), available at http://www.eponline.com/Stevens/EPPub.nsf/ProductView2?OpenForm&category=Meteo... , pp. 1-3.
	34.	Climatronics Corporation Sales Literature, "TACMET II Weather Sensor (EMI), 102304," (Mar. 18, 2003), 2 pages.

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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	